

EACH NATION ITS
LABOR ARBITER

American Contention Was Accepted by Peace Commissioners

AGREEMENT REACHED
ON ALL POINTS

Commission on International Law Legislation Closes Work

Paris, March 19.—The commission on international law legislation held probably its last meeting to-day when it reached an agreement on all points at issue. The American contention that each country should settle its internal labor problems without invoking the power of the league of nations prevailed.

BAVARIAN NOBILITY ABOLISHED.

Rights of Inheritance Were Also Wiped Out by Bavarian Diet.

Basle, Switzerland, March 19.—Premier Hoffman outlined the program of the new Bavarian government at the sitting of the diet Tuesday in Munich. Representatives of all parties, it is said, approved of the government's plans and the government was given extensive powers for the direction of state affairs.

A bill abolishing the nobility of Bavaria was adopted, as also was a measure prohibiting rights of inheritance.

Deputy Speck, speaking as the representative of all parties in the diet, protested against the separation of German territories from the former empire, against the retention of German prisoners of war by the allies, and against attempts to prevent the union of German-Austria and Germany.

Before the sitting adjourned Premier Hoffman announced his cabinet as follows:

Minister of justice, Dr. Max Endres; interior, Martin Segitz; finance, Dr. Werkle; communication, Heinrich Fraendorfer; social affairs, Herr Unterleiner; agriculture, Herr Steiner; military affairs, Herr Schmittner.

Herr Fraendorfer and Unterleiner were members of the cabinet of the late Premier Eisner. Herr Segitz has been minister of the interior, succeeding Herr Auer, who was shot during the firing in the Bavarian diet after the assassination of Eisner.

MEXICO WARMS TO LEAGUE.

Some of the Senate Also Applaud President Wilson.

Mexico City, March 19.—There were made public to-day resolutions introduced in the Mexican Senate, but not yet acted upon, in connection with the league of nations project. One of these resolutions expresses "sympathy and admiration" for President Wilson, and the other declares the Mexican Senate "wishes that the noble democratic proposals of President Wilson, which it admires and applauds, be realized, and manifests its desire that if it has the opportunity the Mexican republic form a part of the proposed league of nations."

Thus far these resolutions have been the only expressions available indicating Mexico's stand relative to the proposed league.

The resolution regarding the league of nations was introduced on Dec. 13, just before the adjournment of the Senate upon the completion of the first half of the present session. Its appearance in print to-day was the first intimation that such action had been officially projected. The lack of a quorum was given as the reason the resolution was not acted upon.

The news article carrying the text of the resolution quotes Juan Sanchez Azcona, senator from the federal district and chairman of the Senate foreign relations committee, asserting that the majority of the Senate favors the league and the participation of Mexico in it. Senator Azcona declares also that while he has no official ground for the statement, he is sure that the principles of the league of nations are in line with the ideals maintained by President Carranza.

AIRPLANES MADE EXCITEMENT

When They Encircled Amerongen Castle in Holland.

Amerongen, Tuesday, March 18 (By the Associated Press).—Considerable excitement was created at Amerongen castle, where former Emperor William is staying, when six airplanes appeared suddenly at noon to-day from behind a bank of clouds. They came from the east and, after encircling the castle twice, disappeared northward.

The nationality of the machines could not be distinguished owing to the overcast weather, but it is assumed that they were Dutch.

INCREASED RATES APPROVED.

On Petroleum and Its Products for Eastern Cities.

Washington, D. C., March 19.—Applications of the Chesapeake & Ohio railroad for increased freight rates on petroleum and petroleum products from Ashland, Ky., Huntington, W. Va., and other points, to eastern cities, were approved for filing to-day by the interstate commerce commission.

SHIP STRUCK DURING FOG.

Crew of the Croja Landed on Grand Manan Island.

Eastport, Me., March 19.—The British steamer Croja struck on Old Proprietor ledge, southeast of Grand Manan, N. B., in a fog last night. Word was received here to-day when the crew landed on Grand Manan island.

WIRELESS TELEPHONY.

IRELAND TO CANADA.

London, March 19.—The establishment of wireless telephony between Ireland and Canada was announced to-day by the Marconi company.

FOUND WIFE'S BODY
AFTER EXPLOSION

Mrs. George Greenwood of Chicago Was Killed by a Bomb, It Is Believed—Police Have Two Slender Clues.

Chicago, March 19.—The killing of Mrs. George Greenwood, wife of a banker of this city, by an explosion at the Greenwood home here last night, remained almost as much a mystery to-day as when Mr. Greenwood, aroused by the explosion, looked from an upstairs window to see his wife's body in the garden below. The police believed they had two slender clues, consisting of six small pieces of galvanized iron wire removed from the body by surgeons, and the fact that in January, 1918, a letter received by Mr. Greenwood, demanded delivery of \$5,000 at a certain spot under penalty of having his home destroyed by an explosion.

The letter was signed "C. C. of C.", which initials also were appended to a threatening letter received by Governor William S. Stephens before the executive mansion at Sacramento was dynamited a year ago. This led the police to believe that the same persons were responsible for both explosions.

Nothing had developed to-day to show whether the explosive was hurled at Mrs. Greenwood, whether she picked it up and it exploded in her hands, or whether she caused the detonation by stumbling over it.

HUNGARIAN "COUNTESS"

ACCUSED OF THREAT

Aurelia Bethlen, Arrested in Chicago, Is Alleged to Have Written a Berating Letter to President Wilson.

Chicago, March 19.—Aurelia Bethlen, claiming to be a Hungarian countess, is held by federal authorities to-day pending a hearing on a charge of sending a threatening letter to President Wilson, addressed in Paris. The countess, who claims she was a lady-in-waiting to Empress Elizabeth of Austria, was arrested last night by government operatives on a warrant sworn out by Captain Thomas I. Porter, chief of the secret service here.

According to Captain Porter, the countess berated the president in a five-page letter which had been intercepted and also had acknowledged spreading German propaganda, both during the war and since. The countess said she had been gathering sociological data for a series of lectures on capital and labor and the work of the peace conference. She came to this country in 1908. Her husband died in Budapest in 1902, she said.

"I believe her to be a dangerous woman," Captain Porter said. "She is exceptionally well educated and is a rabid political orator."

PLAN TO REDUCE STEEL PRICES.

Conference Is Being Held in Washington with Representatives of Basic Industries.

Washington, D. C., March 19.—Representatives of the steel industry met to-day with the newly appointed industrial, or price stabilization board, of the department of commerce to agree on plans for reduction and stabilization of steel prices. The conference was the first of a series to be held by the industrial board with representatives of the basic industries.

Department of commerce officials explained that the opening conference was held with the steel men because it was realized that other industries were watching the steel trade in the readjustment of peace time conditions.

Members of the industrial board said the method used to bring about a reduction in prices of the basic commodities would be to have the industries propose price schedules lower than those now existing. The board would approve these prices as fair. Government purchases would be made at the approved rates and private buyers would be expected to follow the government's lead.

OPENING UP GERMAN TRADE.

That Country to Be Allowed to Deal with Neutrals.

Copenhagen, March 19.—In a talk with newspaper men in Berlin Herr Von Brunn, German under-secretary of state, said the government had promised to remove restrictions on trade between Germany and the neutrals, especially as regards telegraphic communication, to mitigate the severities of the black list system.

Germany, he added, must provide for her own food supply, with the assistance of the neutrals, conditioned upon her ability to pay. He pointed out that caution should be exercised in estimating the effects of imports on the German ration, but said it would be possible to increase the flour ration. Bacon and pork would be assigned particularly to workers who had hard manual labor to perform, and none of the supplies would go to strikers.

STARTED AFTER FOOD.

Eight German Steamers Sailed from Hamburg This Week.

London, March 19.—Eight German steamers, including the Kaiserin Augusta Victoria, Cleveland, Graf Waldersee and Pretoria, sailed from Hamburg this week for foodstuffs, according to advices from Berlin. It is said the crews of the ships made a formal demand that they should not be removed from the vessels during the trip.

THE GERMAN ELECTIONS

Resulted in Majority Socialists Seating Most Representatives.

London, March 19.—The elections for the constituent assembly in Hamburg, Germany, resulted in the majority Socialists seating 81 representatives, the democrats 33, the people's party 14, the independent Socialists 13, the economic league 13, the national people's party four, and the Central two, according to a dispatch from Berlin.

POLICEMAN MURDERED.

When He Detected a Man Robbing a

Rochester, N. Y., Store.

Rochester, N. Y., March 19.—Patrolman James B. Upton was shot and killed early to-day by a burglar detected robbing a grocery store. The murderer escaped. Two men believed to be implicated in the attempted burglary were arrested.

26TH TO SAIL
AFTER MARCH 28

Some Time Between That Date and April 19, So Pershing Cables

RAINBOW DIVISION
WILL COME SAME TIME

The New England Division Will Parade in Boston, Demobilize at Camp Devens

Washington, D. C., March 19.—The 42d (Rainbow) and 26th (New England National Guard) divisions will sail from Brest between March 28 and April 19, the war department was informed to-day by General Pershing. The Rainbow division lands at New York, and the New England division at Boston.

General Pershing said it would not be possible to send home the 77th (New York National Guard) division before April 24, unless German shipping became available sooner than was now anticipated.

General Pershing did not indicate whether the 42d or the 26th would be started home first. The former is at Archweiler, Germany, with the army of occupation, while the New England troops are at Montigny-le-Roi, France. The 77th is at Chateau Villain, France.

Plans for the reception of the Rainbow and New England divisions in this country have not been announced, but the 42d, which is composed of guardsmen from 28 states, probably will go to one of the camps around New York, and the 26th to Camp Devens, Mass.

The New England division will parade in Boston before being demobilized, and the 42d may appear in New York City. The Rainbow unit probably will arrive home while the victory loan campaign is in progress, and Secretary Glass is anxious that it should participate. This was the first guard division to go to France, and it took part in the three great battles in which the American army fought—the Aisne-Marne counter-offensive, which drove the Germans beyond the Vesle; St. Mihiel, and the Argonne.

ODESSA REPORTED

TO BE IN BAD WAY

There Is One Story That The Chief Russian Port on the Black Sea Is Being

Evacuated By the Allies, But Report Is Neither Confirmed

Nor Denied.

London, March 19.—Official reports received here say a critical situation exists in Odessa, the chief Russian port on the Black sea. No confirmation could be obtained in London early this afternoon, but rumors that Odessa was being evacuated by allied forces, but the report is not denied.

TO AID DISABLED SOLDIERS.

Several Large Donations to "Giant Fund" Make That Possible.

Washington, D. C., March 19.—Through several large donations to a "giant fund" authorized by Congress, the federal board for vocational education announced to-day it was now able to offer vocational training to American citizens who were disabled while serving in the armies of the allied nations. This privilege is not under the vocational education act, although an alien who served in the American army and was disabled is entitled to the training.

The members of the board said to-day they desired to get in touch with all Americans, who as soldiers in the allied armies, "were in reality, the first to fight," and were disabled while engaged in service. Upon proof of their service injuries, and necessity for vocational education, it was said the board was prepared to give the training to them as fully and completely as to any soldier in the United States army.

COMPROMISE IN THE AIR.

Although There Was Defiance as Surface Indication.

New York, March 19.—Under the surface of defiance that continued to mark the harbor strike to-day there were indications that a compromise settlement was being arranged to end the deadlock existing between the strikers and the private boat owners. On the question of an eight-hour day, however, the strikers declared there could be no compromise.

The Adriatic, used by the government as a troop transport, which has been delayed because of lack of sufficient boats (to coal her, was expected to leave to-day. It was announced at the offices of the army transport service and at strike headquarters that no further delay of transports was anticipated.

THERE ARE 439 HEIRS

To Million-Dollar Estate of Sylvia Ann Howland, Late of New Bedford.

New Bedford, Mass., March 19.—William M. Emery of this city, a generalist employed by the trustees of the million-dollar estate of Sylvia Ann Howland, aunt of Mrs. Hetty Green, has prepared a list of 2,200 descendants of Gideon Howland, it is announced. From this list he traced the 439 heirs to the trust estate which was released for distribution by the death of Mrs. Green in July, 1916. The heirs live in different parts of the United States, Canada, Hawaii, England and France.

GIVEN 15 PER CENT RAISE.

Textile Operatives in Blackstone Valley Receive Award.

Pawtucket, R. I., March 19.—Loomfixers' union officials received word to-day that the war labor board had granted the demands of textile workers in the Blackstone valley for a 15 per cent increase. The award takes back to July 1, and affects 10,000 employees.

The loomfixers went on strike last summer when the mill agents refused their demands. They were joined by weavers, twisters, quilters, beamers and sailors. On the award of the war labor board the back wages are payable on or before April 15.

BARRE OPPOSES
TROLLEY MOVE

Which Would Give Public Service Commission Right to Cut Off Service

BILL IN LEGISLATURE
OBJECT OF ATTACK

Municipality Will Join With Rutland and Other Places

In the course of a meeting chock full of features, the Barre city council unanimously, although informally, went on record as standing with the Rutland Business Men's association in opposing the bill now before the legislature which would give the state public service commission right to order the discontinuance of any electric railroad system, or part thereof, in case it should be shown that the property was not bringing a reasonable return on the investment; and the legislative committee was authorized to appear at the public hearing at the State House on Thursday in opposition to that measure.

Along with that measure goes a companion act which would permit towns and municipalities to appropriate not to exceed 10 per cent of the grand list to assist electric railroads in the maintenance of the service. The roads, should the towns so vote, but this measure was not considered, as it was thought that the former bill was the most inimical to the welfare of the communities of Vermont.

Seeking to get the sentiment of the council, the legislative committee heard from the lips of each and every member, from Mayor Glysson down to the newest members, the opinion that the bill allowing the discontinuance of electric service ought to be killed. There was some intimation that the measure was being forwarded by the corporation now operating service in Barre and Montpelier, but one member rose to remark that the bill was proposed in the interests of some electric railroads in the southern part of the state. The communication from the Rutland Business Men's association was quite emphatic in denunciation of the measure and sought the cooperation of all communities where electric lines now operate.

Another matter which the legislative committee was asked to see to was the proposal for a change of the two-year aldermanic term to three years, providing, at the same time, a referendum for the voters to pass judgment. The opinion of the new council did not seem to be wholly in favor of the proposed change. Incidentally, The Times came in for a charge of mental obtuseness in view of the fact that it (The Times) expressed the opinion that the voters of Barre ought to be permitted to have something to say about the proposed change.

Still another chore which the legislative committee was instructed to perform was to oppose the measure now before the legislature which provides for district health officers. The idea of district health officers was considered all right providing the cities should not be asked to pay for their own health officers and also contribute to the expense of maintaining district health officers. Such a double burden was considered unfair.

FIRE DEPARTMENT AFFAIRS.

Passing next to matters of the fire department we find the city council accepting a report of the fire committee, recommending a yearly salary, in full, of the present chief in view of the fact that Mr. Tobin does not give his full time to the service. The report of the committee was as follows: "In view of the fact that the present chief is not actively engaged in the department, would recommend a salary of \$300 per year for his salary in full, already stated, that report was accepted without much comment."

Salaries for the firemen, however, are proposed to be raised in an amendment to the city ordinances, which amendment was referred to the legislative committee. This amendment would increase the monthly pay of the firemen and policemen, as follows: For first six months, \$72 to \$80; next 18 months, \$77 to \$86; third year, \$78 to \$89; fourth year, \$80 to \$92; for remainder of time, \$84 to \$96. For drivers: First six months, \$75 to \$86; next 18 months, \$78 to \$89; third year, \$80 to \$92; fourth year, \$83 to \$96; for remainder of time, \$87 to \$100.

Determination to take full advantage of a state in permanent road construction was shown in a resolution which was passed to a second reading, appropriating \$1,800 in addition to \$200 already set aside to match the state's total of \$2,000, which at the present time is the limit.

Another resolution passed to a second reading appropriating for departments the balance of the recommendations of the finance committee and in addition thereto the \$1,200 voted for the support of the Aldrich public library, the whole totaling \$417.60.

Along about this time the council fell into a discussion of a possible tax rate in view of the appropriation to the library and the huge state tax which was expected. They were told that a 30-cent state tax seemed to be only a starter of what the state might demand. A tax rate of \$2.95 was hinted at by some and there were queries as to how far the city could go; and it was thought that \$3.40 was about the limit allowed by law. One of the newcomers on the council, Alderman Scott from ward one, inquired in the interrogation whether the appropriations could not be pared somewhat; and he was immediately informed that everything had been pared to the quick, albeit not to the dead. But the matter of a tax rate was, of course, held in abeyance for later developments.

The City's Health.

The city's health was fairly good during the month of February, one might judge by the health officer's report. There were only 22 cases of contagious disease and there were 14 deaths. The contagious diseases were 13 of mumps, four of influenza, one of diphtheria and four of whooping cough. The death causes were listed as follows: Tubercular meningitis 1, fatty degeneration of the heart 1, per-

(Continued on fourth page.)

BARGE TERMINAL BILL
WAS PASSED BY HOUSE
AFTER SHARP ATTACKHELD UP BANK
AND TOOK \$5,000

Four Men Carrying Revolvers Terrorized Institution at Freeport, N. Y.

NO SHOTS FIRED
DURING ROBBERY

Bandits Fled in Automobile and Police Got Number of the Car

BEER MANUFACTURERS
SEEK INJUNCTION

To Restrain the Collector of Internal Revenue and U. S. District Attorney

From Interfering with 2.75 Per Cent Business.

New York, March 19.—The Jacob Hoffmann Brewing company, bringing a test suit in the interest of the United States Brewers' association, to-day applied to the federal district court for an injunction restraining the collector of internal revenue and the United States district attorney from beginning any proceedings to interfere with its contemplated production of beer of 2 1/2 per cent alcoholic content.

BAY STATE BREWERS EAGER

To Resume Manufacture of 2.75 Per Cent Beer.

Boston, March 19.—The Brewers' Association of Massachusetts held a special meeting here to-day to consider whether to resume the manufacture of 2.75 per cent beer. The association includes more than a score of firms operating breweries in various parts of the state. Some of the brewers said in advance of the meeting that they favored immediate resumption of operations in view of the opinion of counsel for the United States Brewers' Association that the manufacture of 2.75 per cent beer was within the law.

WARSHIPS BRING TROOPS.

The Seattle and the Charleston Reached New York To-day.

New York, March 19.—The cruiser Seattle arrived here to-day from Brest with 1,557 troops and 29 naval enlisted men. Among them were 655 troops of the 27th division and casual companies number 947, Massachusetts and 956, Pennsylvania; also about 250 casuals of various branches of the service.

The cruiser Charleston, also from Brest, brought 1,271 troops, including the 27th and 147th squadrons, and casual company number 926, Pennsylvania. With 2,302 troops and 220 naval officers and men the steamship Harrisburg arrived, also from Brest. Units included seven detachments totalling nine officers and 565 men, of the 147th infantry, 37th division; 1st and 2d air service construction companies; casual company number 369, Pennsylvania; also 630 sick and wounded, 65 nurses, about 150 scattered casuals, and 13 civilians.

The 27th aero squadron claims to have downed 50 enemy machines. The pilots flew nine sorties and reported that 60 per cent of its active flying men were casualties.

The 147th aero squadron has been flying one year in the Toul, Verdun, Chateau Thierry, St. Mihiel and Argonne sectors. It was attached for some time to the French army. The squadron has had 10 casualties.

NO OUTBREAK AT LAWRENCE.

Picketets Contenting Themselves with Shouting at Operatives.

Lawrence, Mass., March 19.—Picketing of the mill gates and approaches by striking textile workers was resumed in a drizzle to-day, with no renewal of the disorder of yesterday. The strikers' patrols pursued their plan of shouting to operatives bound for work the slogan "34 hours" pay for 48 hours' work. In these groups, which include both men and women, were a number of men in army uniforms.

The extent to which soldiers or former soldiers have figured in the incidents of the strike was subject of a letter from the department of public safety to Gen. Edwards, commanding the northeastern department, it became known to-day. The district court on Monday fined a man wearing a soldier's uniform for intimidation and assault. This incident was brought to the attention of the department commander, together with a statement that men in olive drab had been included in the organization of a strikers' guard, which was performing police duty for the strike committee.

BIG DEMANDS IN CLEVELAND.

Factory Workers Want 44-Hour Week and 30 Per Cent Wage Increase.

Cleveland, March 19.—Four thousand men's clothing workers of Cleveland, employed in 40 factories, went on strike this morning, according to Louis Hollander, general organizer of the Amalgamated Clothing Workers of America. A strike vote was taken last night. The workers demand a 44-hour week, complete recognition of the union, and a 30 per cent increase in wages for all workers.

TO RESTORE LOUVAIN

Mission Arrives in United States to Enlist Aid.

Hallfax, N. S., March 19.—On a mission to aid the movement in the United States for the restoration of buildings destroyed in Louvain when the Germans invaded Belgium, A. N. Nefinex, professor of constitutional law at Louvain university, and the Right Rev. A. Hebbelynck, rector emeritus of the university, left here to-day for Washington, having arrived in Halifax last night on the steamship Celtic. The two represent the Belgian government.

MANY FATHERLESS IN BARRE.

Report Stated That Influenza Left 54 Dependent Children.

Burlington, March 19.—Some idea of the hardships which the recent epidemic of influenza left behind in Vermont was gained yesterday at the meeting of the Vermont emergency children's aid committee when Miss Sybil H. Pease, executive secretary, made report of a survey of a part of the state. The conditions in some cases were found to be deplorable. In one group in Barre 24 widows were found to be getting along as best they could with 54 children. A large number of children, both motherless and fatherless, were discovered.

The committee will do its utmost to have some provision made for the little ones who have been left helpless by the disease. Among the things urged are a mother's pension and a system whereby a third person can keep account of people who adopt dependent children.

CASE NEARLY ENDED

In Which Suit Was Brought to Recover Insurance.

The insurance suit of E. Gomez against three defendant insurance companies is nearing completion in Washington county court, and it is probable that the case will be given to the jury late to-day. The plaintiff is suing for insurance on a stonemason in Northfield which was burned. He was on the stand this morning, as were L. S. Hayes of Bellows Falls, Gardner Graham and Night Watchman Hatch, while B. A. Sumner, an insurance agent, was on the stand yesterday afternoon.

The next case for trial will be that of Hiram Sparrow, administrator, vs. the Vermont Savings bank of Brattleboro, the case having to do with the Lowe estate. H. C. Shurtleff represents the plaintiff and Harvey & Whitney the defendant.

NO JAIL ANNEX.

Because Bill for That Purpose Was Reported Adversely.

No annex will be constructed on the Washington county jail, in spite of the fact that the grand jury at its last session advised that such take place, because the bill introduced in the House this session for that purpose was reported adversely this morning by the committee composed of the Washington county delegation. The reason was that the general laws will not allow such annex to be constructed to the jail, that is to say, the general laws prohibit the keeping of juveniles in a place where common prisoners are kept. Therefore, it would be useless to pass the proposed bill. Some other method may be provided.

BRINGS WOUNDS OF WAR.

Corp. St. John Also Wears the French Croix De Guerre.

Corp. Leonard St. John arrived at his home in Montpelier to-day, having been discharged from the United States army. He was in Co. H, 103d infantry in the 26th division and saw some hard fighting, having won the French croix de guerre, a medal which he wore to-day, as well as a medal showing that he was one of the earliest of the American forces in France. He carried a bayonet wound in his left leg and he also suffered from the effects of gas burns. Corp. St. John formerly resided in Berlin.

DRAFT BOARD'S WORK DONE.

But the Inspection of the Records Is Not Complete.

The Washington county draft board has practically completed its work. The clerk has been at the office only when some information was needed, for several weeks, but the inspection of the records has not been done. The condition of the district board is similar and it offered at auction its typewriter, but no one bid the minimum figure Tuesday morning when the auction took place, so that the machine will be packed and shipped to the war department. The minimum figure was \$60.

GET GOVERNMENT CONTRACT.

To Repair Service-Worn Rifles at Springfield, Mass., Armory.

Springfield, Mass., March 19.—The United States armory here, it was announced to-day, has been assigned the work of repairing the service-worn rifles. The other small arms used abroad and in camps in this country and the work will considerably augment the production program. So far as possible, former service men are being employed in this way. In this way it is expected that all former armors who entered the service will receive employment.

FACTORY WORKERS WANT 44-HOUR WEEK

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Yea and Nay Vote To-day

Stood 110 to 98, and the Measure Now Goes to the Senate for Action—Burlington Bond Bill for Terminal Also Passed by the House.

RUTLAND, NEWPORT, ST. JOHNSBURY OPPOSE

Mr. Aiken of Putney Also

Declared That the Proposed Barge Terminal Would Not Be of Any Benefit to the Farmers of Vermont—A Question of Expense Raised by Others

After violent attacks had been made on the Lake Champlain barge terminal bill the Vermont House this morning passed the measure, H. 207, by a yeas and nays vote of 110 to 98, having previously passed by a yeas and nays vote of 1